

SENATE BILL 1723
By Graves

AN ACT to amend Chapter 306 of the Private Acts of 1951; as amended by Chapter 140 of the Private Acts of 1986; and any other acts amendatory thereto, relative to the election of city officials in Town of Westmoreland.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Article III, section 3 of chapter 306 of the Private Acts of 1951, as amended by chapter 140 of the Private Acts of 1986, and any other acts amendatory thereto, is amended by deleting such section in its entirety and substituting instead the following:

Election; procedures, qualifications of candidates. Be it further enacted that the Election Commission of Sumner County, Tennessee, as provided by the general laws of the State of Tennessee, shall hold an election at the voting place in said Town of Westmoreland, on the first Tuesday, following the first Monday, in November 2004, and on the same date of the regular November general election held each and every two (2) years thereafter for the purpose of electing a mayor and aldermen where the terms of such offices have expired. Beginning with the election in 1986, and every four (4) years thereafter, the office of Mayor and two (2) Aldermanic seats shall stand for election. Beginning with the election in 1988, and every four (4) years thereafter, three (3)

Aldermanic seats will stand for election. The Mayor and Aldermen shall be elected by the qualified voters of the Town for a four-year term of office, and the candidates receiving the highest number of votes shall be elected. When two (2) or more persons have an equal number of votes for any elective office, the election shall be determined by a majority of the votes of the council-elect. The present Mayor and Aldermen shall hold their respective offices until the expiration of the terms for which they were elected, and until their successors are elected and qualified. No person shall be elected Mayor or Aldermen unless he or she is a bona fide resident and citizen of the Town and citizen thereof for not less than one (1) year previous to and next before his or her election. The Mayor and Aldermen of the Town shall hold their respective offices until the expiration of the terms for which they were elected, and until their successors are elected and qualified.

SECTION 2. Nothing in this act shall be construed as having the effect of removing any incumbent from office or abridging the term of any official prior to the end of the term for which such official was elected.

SECTION 3. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the legislative body of the Town of Westmoreland. Its approval or nonapproval shall be proclaimed by the presiding officer of the legislative body of the Town of Westmoreland and certified to the secretary of state.

SECTION 4. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective as provided in section 3.